

JOSEPH H. HUNT  
Assistant Attorney General  
DAVID L. ANDERSON  
United States Attorney  
MARCIA BERMAN  
Assistant Branch Director  
R. CHARLIE MERRITT  
KEVIN P. HANCOCK  
Trial Attorneys  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
1100 L Street NW  
Washington, D.C. 20005  
Telephone: (202) 514-3183  
Fax: (202) 616-8470  
E-mail: kevin.hancock@usdoj.gov

*Attorneys for Defendants*

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

THE PEOPLE OF THE STATE OF  
CALIFORNIA,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF  
EDUCATION, et al.,

Defendants.

No. 3:17-cv-7106-SK

**JOINT CASE MANAGEMENT  
STATEMENT**

Pursuant to the Court's August 13, 2019 Order, the parties submit this joint case management statement in advance of the case management conference currently scheduled for October 7, 2019. *See* ECF No. 70.

On May 6, the Court ordered Defendants to file an answer and the certified administrative record by July 8, 2019, ECF No. 63, which Defendants did, *see* ECF Nos. 64 & 65. Defendants then filed an amended answer on August 9, 2019. ECF No. 67. On July 31, 2019, Plaintiff filed a Motion to Complete the Administrative Record in Accordance with 5 U.S.C. § 706. ECF No. 66 ("Motion"). On August 28, 2019, Defendants filed a Notice of Filing Supplement to Administrative Record, ECF No. 71, and also filed an Amended Certification of Administrative Record, ECF No.

71-1. Briefing on Plaintiff's Motion is complete, and a hearing is scheduled for October 7, 2019, the same date as the case management conference.

The parties have met and conferred and are in agreement that they would be in a better position to propose a schedule for further proceedings once the Court resolves Plaintiff's Motion. Until the dispute over the completeness of the administrative record is resolved, there is uncertainty as to the status of the record and the parties cannot proceed to merits briefing. Accordingly, the parties propose that they file another case management statement 14 days after the Court issues a decision on Plaintiff's Motion.

Dated: September 30, 2019

Respectfully submitted,

XAVIER BECERRA  
Attorney General of California

/s/ Bernard A. Eskandari  
BERNARD A. ESKANDARI  
Supervising Deputy Attorney General

*Attorneys for the People of the State of California*

Dated: September 30, 2019

Respectfully submitted,

JOSEPH H. HUNT  
Assistant Attorney General

MARCIA BERMAN  
Assistant Branch Director

/s/ Kevin P. Hancock  
R. CHARLIE MERRITT  
KEVIN P. HANCOCK  
Trial Attorneys  
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1100 L Street NW  
Washington, D.C. 20005  
(202) 514-3183 (phone)  
(202) 616-8470 (fax)  
E-mail: kevin.hancock@usdoj.gov

*Attorneys for the Defendants*